

REMARKS

Applicant has reviewed the Office Action mailed August 14, 2001. No claims are being canceled or amended by this Response. Thus, claims 1-19 are pending in the application. Applicant hereby requests further examination and reconsideration of the application in view of the following remarks.

Claim Rejection - 35 U.S.C. § 102

Claims 1-19 were rejected under 35 U.S.C. § 102(e) as being anticipated by Schein et al. (U.S. Patent No. 6,133,909). Applicant respectfully traverses this rejection.

Anticipation requires the disclosure in a single prior art reference of each and every element of the claim, arranged as in the claim. *MPEP* § 2131. Applicant respectfully submits that the Office Action does not make out a *prima facie* case of anticipation because the Schein reference does not teach each and every element of the claimed invention, as recited in independent claims 1, 6, 11, and 16, and the claims depending therefrom.

Independent claims 1, 6, 11, and 16 each require maintenance of “a subset of program information for at least one related program of a given program with program information for the given program.” As described in the specification, the subset of program information for the related program is preferably appended to program information for the given program (Specification, page 12, lines 5-22).

By contrast, the Schein reference fails to disclose, teach, or suggest maintenance of “a subset of program information for at least one related program of a given program with program information for the given program.” The Examiner refers to column 13, line 49 to column 14, line 10 of the Schein reference as disclosing maintenance of a subset of program information for at least one related program of a given program with program information for the given program. In the Office Action, the Examiner states:

The system develops a “search criteria” based on the current program the user is viewing and searches for related programs by checking the data indicative of the related programs. Clearly, the system must have the program information for all programs in order to be able to access the correct matches. Office Action, page 2 (emphasis added).

However, the Schein reference does not disclose, teach, or suggest that program information for a related program is maintained with program information for the given program itself. Instead, the Schein reference teaches that the system must search for related programs. In other words, if the

user of the system disclosed in the Schein reference selects one given program, the system must then search for programs related to the given program. The system is not able to retrieve program information for at least one related program from the program information for the given program itself, as recited in independent claims 1, 6, 11, and 16, and the claims depending therefrom.

Therefore, it is respectfully submitted that a *prima facie* case of anticipation has not been established, and withdrawal of the rejection of claims 1-19 under 35 U.S.C. § 102(e) is respectfully requested.

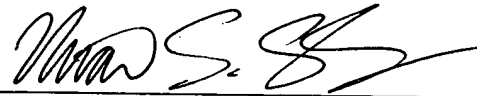
CONCLUSION

For the foregoing reasons, it is respectfully submitted that the application is now in condition for allowance of all claims therein. The Examiner is invited to telephone the undersigned attorney, (949) 609-4807, to facilitate prosecution of this application. If necessary, please charge any additional fees or credit overpayment to Deposit Account No. 50-0439.

Respectfully submitted on behalf of
Frank Liebenow,

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By:



Vivian S. Shin
Reg. No. 43,919

GATEWAY, INC.
26160 Enterprise Way, Mail Drop LF-04
Lake Forest, CA 92630
Telephone: (949) 609-4807
Facsimile: (949) 609-4828